

1

2

CORRECTIVE SHOE SOLE STRUCTURES USING A CONTOUR

3

GREATER THAN THE THEORETICALLY IDEAL STABILITY PLANE

*Sub*  
*aa*

5

BACKGROUND OF THE INVENTION

6

This invention relates generally to the structure of shoes. More specifically, this invention relates to the structure of running shoes. Still more particularly, this invention relates to variations in the structure of such shoes having a sole contour which follows a theoretically ideal stability plane as a basic concept, but which deviates therefrom outwardly, to provide greater than natural stability. Still more particularly, this invention relates to the use of structures approximating, but increasing beyond, a theoretically ideal stability plane to provide greater than natural stability for an individual whose natural foot and ankle biomechanical functioning have been degraded by a lifetime use of flawed existing shoes.

18

Existing running shoes are unnecessarily unsafe. They seriously disrupt natural human biomechanics. The resulting unnatural foot and ankle motion leads to what are abnormally high levels of running injuries.

22

Proof of the unnatural effect of shoes has come quite unexpectedly from the discovery that, at the extreme end of its normal range of motion, the unshod bare foot is naturally stable, almost unsprainable, while the foot equipped with any shoe, athletic or otherwise, is artificially unstable and abnormally prone to ankle sprains. Consequently, ordinary ankle sprains must be viewed as largely an unnatural phenomena, even though fairly common. Compelling evidence demonstrates that the stability of bare feet is entirely different from the stability of shoe-equipped feet.

0993665-112701

0993665-112701

1           The underlying cause of the universal instability of  
2 shoes is a critical but correctable design flaw. That hidden flaw,  
3 so deeply ingrained in existing shoe designs, is so extraordinarily  
4 fundamental that it has remained unnoticed until now. The flaw is  
5 revealed by a novel new biomechanical test, one that is  
6 unprecedented in its simplicity. The test simulates a lateral  
7 ankle sprain while standing stationary. It is easy enough to be  
8 duplicated and verified by anyone; it only takes a few minutes and  
9 requires no scientific equipment or expertise.

10           The simplicity of the test belies its surprisingly convincing  
11 results. It demonstrates an obvious difference in stability  
12 between a bare foot and a running shoe, a difference so  
13 unexpectedly huge that it makes an apparently subjective test  
14 clearly objective instead. The test proves beyond doubt that all  
15 existing shoes are unsafely unstable.

16           The broader implications of this uniquely unambiguous  
17 discovery are potentially far-reaching. The same fundamental flaw  
18 in existing shoes that is glaringly exposed by the new test also  
19 appears to be the major cause of chronic overuse injuries, which  
20 are unusually common in running, as well as other sport injuries.  
21 It causes the chronic injuries in the same way it causes ankle  
22 sprains; that is, by seriously disrupting natural foot and ankle  
23 biomechanics.

24           The applicant has introduced into the art the concept of a  
25 theoretically ideal stability plane as a structural basis for shoe  
26 sole designs. That concept as implemented into shoes such as  
27 street-shoes and athletic shoes is presented in pending U.S.  
28 applications Nos. 07/219,387, filed on July 15, 1988; 07/239,667,  
29 filed on September 2, 1988; and 07/400,714, filed an August 30,  
30 1989, as well as in PCT Application No. PCT/US89/03076 filed on  
31 July 14, 1989. The purpose of the theoretically ideal stability  
32 plane as described in these applications was primarily to provide

09093665-112701

1 a neutral design that allows for natural foot and ankle  
2 biomechanics as close as possible to that between the foot and the  
3 ground, and to avoid the serious interference with natural foot and  
4 ankle biomechanics inherent in existing shoes.

5 This new invention is a modification of the inventions  
6 disclosed and claimed in the earlier application and develops the  
7 application of the concept of the theoretically ideal stability  
8 plane to other shoe structures. As such, it presents certain  
9 structural ideas which deviate outwardly from the theoretically  
10 ideal stability plane to compensate for faulty foot biomechanics  
11 caused by the major flaw in existing shoe designs identified in the  
12 earlier patent applications.

13 The shoe sole designs in this application are based on a  
14 recognition that lifetime use of existing shoes, the unnatural  
15 design of which is innately and seriously flawed, has produced  
16 actual structural changes in the human foot and ankle. Existing  
17 shoes thereby have altered natural human biomechanics in many, if  
18 not most, individuals to an extent that must be compensated for in  
19 an enhanced and therapeutic design. The continual repetition of  
20 serious interference by existing shoes appears to have produced  
21 individual biomechanical changes that may be permanent, so simply  
22 removing the cause is not enough. Treating the residual effect  
23 must also be undertaken.

24 Accordingly, it is a general object of this invention to  
25 elaborate upon the application of the principle of the  
26 theoretically ideal stability plane to other shoe structures.

27 It is still another object of this invention to provide a shoe  
28 having a sole contour which deviates outwardly in a constructive  
29 way from the theoretically ideal stability plane.

30 It is another object of this invention to provide a sole  
31 contour having a shape naturally contoured to the shape of a human  
32 foot, but having a shoe sole thickness which is increases somewhat

099365-112701

1 beyond the thickness specified by the theoretically ideal stability  
2 plane.

3 It is another object of this invention to provide a naturally  
4 contoured shoe sole having a thickness somewhat greater than  
5 mandated by the concept of a theoretically ideal stability plane,  
6 either through most of the contour of the sole, or a preselected  
7 portions of the sole.

8 It is yet another object of this invention to provide a  
9 naturally contoured shoe sole having a thickness which approximates  
10 a theoretically ideal stability plane, but which varies toward  
11 either a greater thickness throughout the sole or at spaced  
12 portions thereof, or toward a similar but lesser thickness.

13 These and other objects of the invention will become apparent  
14 from a detailed description of the invention which follows taken  
15 with the accompanying drawings.

16

17 BRIEF SUMMARY OF THE INVENTION

18 Directed to achieving the aforementioned objects and to  
19 overcoming problems with prior art shoes, a shoe according to the  
20 invention comprises a sole having at least a portion thereof  
21 following approximately the contour of a theoretically ideal  
22 stability plane, preferably applied to a naturally contoured shoe  
23 sole approximating the contour of a human foot.

24 In another aspect, the shoe includes a naturally contoured  
25 sole structure exhibiting natural deformation which closely  
26 parallels the natural deformation of a foot under the same load,  
27 and having a contour which approximates, but increases beyond the  
28 theoretically ideal stability plane. When the shoe sole thickness  
29 is increased beyond the theoretically ideal stability plane,  
30 greater than natural stability results; when thickness is  
31 decreased, greater than natural motion results.

32 In a preferred embodiment, such variations are consistent

1 through all frontal plane cross sections so that there are  
2 proportionally equal increases to the theoretically ideal stability  
3 plane from front to back. In alternative embodiments, the  
4 thickness may increase, then decrease at respective adjacent  
5 locations, or vary in other thickness sequences.

6 The thickness variations may be symmetrical on both sides, or  
7 asymmetrical, particularly since it may be desirable to provide  
8 greater stability for the medial side than the lateral side to  
9 compensate for common pronation problems. The variation pattern  
10 of the right shoe can vary from that of the left shoe. Variation  
11 in shoe sole density or bottom sole tread can also provide reduced  
12 but similar effects.

13 These and other features of the invention will become apparent  
14 from the detailed description of the invention which follows.

15

16 BRIEF DESCRIPTION OF THE DRAWINGS

17 Fig. 1 shows, in frontal plane cross section at the heel  
18 portion of a shoe, the applicant's prior invention of a shoe sole  
19 with naturally contoured sides based on a theoretically ideal  
20 stability plane.

21 Fig. 2 shows, again in frontal plane cross section, the most  
22 general case of the applicant's prior invention, a fully contoured  
23 shoe sole that follows the natural contour of the bottom of the  
24 foot as well as its sides, also based on the theoretically ideal  
25 stability plane.

26 Fig. 3, as seen in FIGS 3A to 3C in frontal plane cross  
27 section at the heel, shows the applicant's prior invention for  
28 conventional shoes, a quadrant-sided shoe sole, based on a  
29 theoretically ideal stability plane.

30 Fig. 4 shows a frontal plane cross section at the heel portion  
31 of a shoe with naturally contoured sides like those of Fig. 1,  
32 wherein a portion of the shoe sole thickness is increased beyond

1 the theoretically ideal stability plane.

2 Fig. 5 is a view similar to Fig. 4, but of a shoe with fully  
3 contoured sides wherein the sole thickness increases with  
4 increasing distance from the center line of the ground-engaging  
5 portion of the sole.

6 Fig. 6 is a view similar to Fig. 5 where the fully contoured  
7 sole thickness variations are continually increasing on each side.

8 Fig. 7 is a view similar to Figs. 4 to 6 wherein the sole  
9 thicknesses vary in diverse sequences.

10 Fig. 8 is a frontal plane cross section showing a density  
11 variation in the midsole.

12 Fig. 9 is a view similar to Fig. 8 wherein the firmest density  
13 material is at the outermost edge of the midsole contour.

14 Fig. 10 is a view similar to Figs. 8 and 9 showing still  
15 another density variation, one which is asymmetrical.

16 Fig. 11 shows a variation in the thickness of the sole for the  
17 quadrant embodiment which is greater than a theoretically ideal  
18 stability plane.

19 Fig. 12 shows a quadrant embodiment as in Fig. 11 wherein the  
20 density of the sole varies.

21 Fig. 13 shows a bottom sole tread design that provides a  
22 similar density variation as that in Fig. 10.

23 Fig. 14 shows embodiments like Figs. 1 through 3 but wherein  
24 a portion of the shoe sole thickness is decreased to less than the  
25 theoretically ideal stability plane.

26 Fig. 15 show embodiments with sides both greater and lesser  
27 than the theoretically ideal stability plane.

28

#### 29 DETAILED DESCRIPTION OF THE PREFERRED EMBODIMENTS

30 Figs. 1, 2, and 3 show frontal plane cross sectional views of  
31 a shoe sole according to the applicant's prior inventions based on  
32 the theoretically ideal stability plane, taken at about the ankle

FOIA b 7 - D

1 joint to show the heel section of the shoe. Figs. 4 through 13  
2 show the same view of the applicant's enhancement of that  
3 invention. The reference numerals are like those used in the prior  
4 pending applications of the applicant mentioned above and which are  
5 incorporated by reference for the sake of completeness of  
6 disclosure, if necessary. In the figures, a foot 27 is positioned  
7 in a naturally contoured shoe having an upper 21 and a sole 28.  
8 The shoe sole normally contacts the ground 43 at about the lower  
9 central heel portion thereof, as shown in Fig 4. The concept of  
10 the theoretically ideal stability plane, as developed in the prior  
11 applications as noted, defines the plane 51 in terms of a locus of  
12 points determined by the thickness (s) of the sole.

13 Fig. 1 shows, in a rear cross sectional view, the application  
14 of the prior invention showing the inner surface of the shoe sole  
15 conforming to the natural contour of the foot and the thickness of  
16 the shoe sole remaining constant in the frontal plane, so that the  
17 outer surface coincides with the theoretically ideal stability  
18 plane.

19 Fig. 2 shows a fully contoured shoe sole design of the  
20 applicant's prior invention that follows the natural contour of all  
21 of the foot, the bottom as well as the sides, while retaining a  
22 constant shoe sole thickness in the frontal plane.

23 The fully contoured shoe sole assumes that the resulting  
24 slightly rounded bottom when unloaded will deform under load and  
25 flatten just as the human foot bottom is slightly rounded unloaded  
26 but flattens under load; therefore, shoe sole material must be of  
27 such composition as to allow the natural deformation following that  
28 of the foot. The design applies particularly to the heel, but to  
29 the rest of the shoe sole as well. By providing the closest match  
30 to the natural shape of the foot, the fully contoured design allows  
31 the foot to function as naturally as possible. Under load, Fig.  
32 2 would deform by flattening to look essentially like Fig. 1. Seen

1 in this light, the naturally contoured side design in Fig. 1 is a  
2 more conventional, conservative design that is a special case of  
3 the more general fully contoured design in Fig. 2, which is the  
4 closest to the natural form of the foot, but the least  
5 conventional. The amount of deformation flattening used in the  
6 Fig. 1 design, which obviously varies under different loads, is not  
7 an essential element of the applicant's invention.

8 Figs. 1 and 2 both show in frontal plane cross sections the  
9 essential concept underlying this invention, the theoretically  
10 ideal stability plane, which is also theoretically ideal for  
11 efficient natural motion of all kinds, including running, jogging  
12 or walking. Fig. 2 shows the most general case of the invention,  
13 the fully contoured design, which conforms to the natural shape of  
14 the unloaded foot. For any given individual, the theoretically  
15 ideal stability plane 51 is determined, first, by the desired shoe  
16 sole thickness (s) in a frontal plane cross section, and, second,  
17 by the natural shape of the individual's foot surface 29.

18 For the special case shown in Fig. 1, the theoretically ideal  
19 stability plane for any particular individual (or size average of  
20 individuals) is determined, first, by the given frontal plane cross  
21 section shoe sole thickness (s); second, by the natural shape of  
22 the individual's foot; and, third, by the frontal plane cross  
23 section width of the individual's load-bearing footprint 30b, which  
24 is defined as the upper surface of the shoe sole that is in  
25 physical contact with and supports the human foot sole.

26 The theoretically ideal stability plane for the special case  
27 is composed conceptually of two parts. Shown in Fig. 1, the first  
28 part is a line segment 31b of equal length and parallel to line 30b  
29 at a constant distance (s) equal to shoe sole thickness. This  
30 corresponds to a conventional shoe sole directly underneath the  
31 human foot, and also corresponds to the flattened portion of the  
32 bottom of the load-bearing foot sole 28b. The second part is the



FOIA b 7 - D

1 naturally contoured stability side outer edge 31a located at each  
2 side of the first part, line segment 31b. Each point on the  
3 contoured side outer edge 31a is located at a distance which is  
4 exactly shoe sole thickness (s) from the closest point on the  
5 contoured side inner edge 30a.

6 In summary, the theoretically ideal stability plane is the  
7 essence of this invention because it is used to determine a  
8 geometrically precise bottom contour of the shoe sole based on a  
9 top contour that conforms to the contour of the foot. This  
10 invention specifically claims the exactly determined geometric  
11 relationship just described.

12 It can be stated unequivocally that any shoe sole  
13 contour, even of similar contour, that exceeds the theoretically  
14 ideal stability plane will restrict natural foot motion, while any  
15 less than that plane will degrade natural stability, in direct  
16 proportion to the amount of the deviation. The theoretical ideal  
17 was taken to be that which is closest to natural.

18 Fig. 3 illustrates in frontal plane cross section another  
19 variation of the applicant's prior invention that uses stabilizing  
20 quadrants 26 at the outer edge of a conventional shoe sole 28b  
21 illustrated generally at the reference numeral 28. The stabilizing  
22 quadrants would be abbreviated in actual embodiments.

23 Fig. 4 illustrates the applicant's new invention of shoe sole  
24 side thickness increasing beyond the theoretically ideal stability  
25 plane to increase stability somewhat beyond its natural level.  
26 The unavoidable trade-off resulting is that natural motion would  
27 be restricted somewhat and the weight of the shoe sole would  
28 increase somewhat.

29 Fig. 4 shows a situation wherein the thickness of the sole at  
30 each of the opposed sides is thicker at the portions of the sole  
31 31a by a thickness which gradually varies continuously from a  
32 thickness (s) through a thickness (s+s1), to a thickness (s+s2).

1        These designs recognize that lifetime use of existing shoes,  
 2        the design of which has an inherent flaw that continually disrupts  
 3        natural human biomechanics, has produced thereby actual structural  
 4        changes in a human foot and ankle to an extent that must be  
 5        compensated for. Specifically, one of the most common of the  
 6        abnormal effects of the inherent existing flaw is a weakening of  
 7        the long arch of the foot, increasing pronation. These designs  
 8        therefore modify the applicant's preceding designs to provide  
 9        greater than natural stability and should be particularly useful  
 10       to individuals, generally with low arches, prone to pronate  
 11       excessively, and could be used only on the medial side. Similarly,  
 12       individuals with high arches and a tendency to over supinate and  
 13       lateral ankle sprains would also benefit, and the design could be  
 14       used only on the lateral side. A shoe for the general population  
 15       that compensates for both weaknesses in the same shoe would  
 16       incorporate the enhanced stability of the design compensation on  
 17       both sides.

18       The new design in Fig. 4, like Figs. 1 and 2, allows the shoe  
 19       sole to deform naturally closely paralleling the natural  
 20       deformation of the barefoot underload; in addition, shoe sole  
 21       material must be of such composition as to allow the natural  
 22       deformation following that of the foot.

23       The new designs retain the essential novel aspect of the  
 24       earlier designs; namely, contouring the shape of the shoe sole to  
 25       the shape of the human foot. The difference is that the shoe sole  
 26       thickness in the frontal plane is allowed to vary rather than  
 27       remain uniformly constant. More specifically, Figs. 4, 5, 6, 7,  
 28       and 11 show, in frontal plane cross sections at the heel, that the  
 29       shoe sole thickness can increase beyond the theoretically ideal  
 30       stability plane 51, in order to provide greater than natural  
 31       stability. Such variations (and the following variations) can be  
 32       consistent through all frontal plane cross sections, so that there

1 are proportionately equal increases to the theoretically ideal  
2 stability plane 51 from the front of the shoe sole to the back, or  
3 that the thickness can vary, preferably continuously, from one  
4 frontal plane to the next.

5 The exact amount of the increase in shoe sole thickness beyond  
6 the theoretically ideal stability plane is to be determined  
7 empirically. Ideally, right and left shoe soles would be custom  
8 designed for each individual based on an biomechanical analysis of  
9 the extent of his or her foot and ankle disfunction in order to  
10 provide an optimal individual correction. If epidemiological  
11 studies indicate general corrective patterns for specific  
12 categories of individuals or the population as a whole, then mass-  
13 produced corrective shoes with soles incorporating contoured sides  
14 exceeding the theoretically ideal stability plane would be  
15 possible. It is expected that any such mass-produced corrective  
16 shoes for the general population would have thicknesses exceeding  
17 the theoretically ideal stability plane by an amount up to 5 or 10  
18 percent, while more specific groups or individuals with more severe  
19 disfunction could have an empirically demonstrated need for greater  
20 corrective thicknesses on the order of up to 25 percent more than  
21 the theoretically ideal stability plane. The optimal contour for  
22 the increased thickness may also be determined empirically.

23 Fig. 5 shows a variation of the enhanced fully contoured  
24 design wherein the shoe sole begins to thicken beyond the  
25 theoretically ideal stability plane 51 somewhat offset to the  
26 sides.

27 Fig. 6 shows a thickness variation which is symmetrical as in  
28 the case of Fig. 4 and 5, but wherein the shoe sole begins to  
29 thicken beyond the theoretically ideal stability plane 51 directly  
30 underneath the foot heel 27 on about a center line of the shoe  
31 sole. In fact, in this case the thickness of the shoe sole is the  
32 same as the theoretically ideal stability plane only at that

090366 "112701

1 beginning point underneath the upright foot. For the applicant's  
2 new invention where the shoe sole thickness varies, the  
3 theoretically ideal stability plane is determined by the least  
4 thickness in the shoe sole's direct load-bearing portion meaning  
5 that portion with direct tread contact on the ground; the outer  
6 edge or periphery of the shoe sole is obviously excluded, since the  
7 thickness there always decreases to zero. Note that the capability  
8 to deform naturally of the applicant's design may make some  
9 portions of the shoe sole load-bearing when they are actually under  
10 a load, especially walking or running, even though they might not  
11 appear to be when not under a load.

12 Fig. 7 shows that the thickness can also increase and then  
13 decrease; other thickness variation sequences are also possible.  
14 The variation in side contour thickness in the new invention can  
15 be either symmetrical on both sides or asymmetrical, particularly  
16 with the medial side providing more stability than the lateral  
17 side, although many other asymmetrical variations are possible, and  
18 the pattern of the right foot can vary from that of the left foot.

19 Figs. 8, 9, 10 and 12 show that similar variations in shoe  
20 midsole (other portions of the shoe sole area not shown) density  
21 can provide similar but reduced effects to the variations in shoe  
22 sole thickness described previously in Figs. 4 through 7. The  
23 major advantage of this approach is that the structural  
24 theoretically ideal stability plane is retained, so that naturally  
25 optimal stability and efficient motion are retained to the maximum  
26 extent possible.

27 The forms of dual and tri-density midsoles shown in the  
28 figures are extremely common in the current art of running shoes,  
29 and any number of densities are theoretically possible, although  
30 an angled alternation of just two densities like that shown in Fig.  
31 8 provides continually changing composite density. However, the  
32 applicant's prior invention did not prefer multi-densities in the



1 toward pronation on one foot and supination on the other foot.  
 2 Consequently, it is anticipated that this embodiment would be used  
 3 only on the shoe sole of the supinating foot, and on the inside  
 4 portion only, possibly only a portion thereof. It is expected that  
 5 the range less than the theoretically ideal stability plane would  
 6 be a maximum of about five to ten percent, though a maximum of up  
 7 to twenty-five percent may be beneficial to some individuals.

8 Fig. 14A shows an embodiment like Figs. 4 and 7, but with  
 9 naturally contoured sides less than the theoretically ideal  
 10 stability plane. Fig. 14B shows an embodiment like the fully  
 11 contoured design in Figs. 5 and 6, but with a shoe sole thickness  
 12 decreasing with increasing distance from the center portion of the  
 13 sole. Fig. 14C shows an embodiment like the quadrant-sided design  
 14 of Fig. 11, but with the quadrant sides increasingly reduced from  
 15 the theoretically ideal stability plane.

16 The lesser-sided design of Fig. 14 would also apply to the  
 17 Figs. 8 through 10 and 12 density variation approach and to the  
 18 Fig. 13 approach using tread design to approximate density  
 19 variation.

20 Fig. 15 A-C show, in cross sections similar to those in  
 21 pending U.S. application No. 07/219,387, that with the quadrant-  
 22 sided design of Figs. 3, 11, 12 and 14C that it is possible to have  
 23 shoe sole sides that are both greater and lesser than the  
 24 theoretically ideal stability plane in the same shoe. The radius  
 25 of an intermediate shoe sole thickness, taken at ( $S^2$ ) at the base  
 26 of the fifth metatarsal in Fig. 15B, is maintained constant  
 27 throughout the quadrant sides of the shoe sole, including both the  
 28 heel, Fig. 15C, and the forefoot, Fig. 15A, so that the side  
 29 thickness is less than the theoretically ideal stability plane at  
 30 the heel and more at the forefoot. Though possible, this is not  
 31 a preferred approach.

32 The same approach can be applied to the naturally contoured

1 sides or fully contoured designs described in Figs. 1, 2, 4 through  
2 10 and 13, but it is also not preferred. In addition, is shown in  
3 Figs. 15 D-F, in cross sections similar to those in pending U.S.  
4 application No. 07/239,667, it is possible to have shoe sole sides  
5 that are both greater and lesser than the theoretically ideal  
6 stability plane in the same shoe, like Figs. 15A-C, but wherein the  
7 side thickness (or radius) is neither constant like Figs 15A-C or  
8 varying directly with shoe sole thickness, like in the applicant's  
9 pending applications, but instead varying quite indirectly with  
10 shoe sole thickness. As shown in Figs 15D-F, the shoe sole side  
11 thickness varies from somewhat less than shoe sole thickness at the  
12 heel to somewhat more at the forefoot. This approach, though  
13 possible, is again not preferred, and can be applied to the  
14 quadrant sided design, but is not preferred there either.

15       The foregoing shoe designs meet the objectives of this  
16       invention as stated above. However, it will clearly be understood  
17       by those skilled in the art that the foregoing description has been  
18       made in terms of the preferred embodiments and various changes and  
19       modifications may be made without departing from the scope of the  
20       present invention which is to be defined by the appended claims.